

McCORRISTON MILLER MUKAI MacKINNON LLP

WILLIAM C. McCORRISTON #995

KENNETH J. MANSFIELD #7227

mccorriston@m4law.com; mansfield@m4law.com

Five Waterfront Plaza, 4th Floor

500 Ala Moana Boulevard

Honolulu, Hawaii 96813

Telephone: (808) 529-7300

Facsimile: (808) 524-8293

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

GREGORY L. CURTNER (*pro hac vice*)

ROBERT J. WIERENGA (*pro hac vice*)

curtner@millercanfield.com; wierenga@millercanfield.com

ATLEEN KAUR (*pro hac vice*)

kaur@millercanfield.com

101 North Main Street, 7th Floor

Ann Arbor, MI 48104-1400

Telephone: (734) 663-2445

Facsimile: (734) 663-8624

Attorneys for Defendant

THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

ALOHA SPORTS INC., a Hawaii corporation,)	CIVIL NO. 04-000204 DAE/KSC
)	
Plaintiff,)	DEFENDANT NCAA'S MOTION
)	FOR SUMMARY JUDGMENT;
vs.)	MEMORANDUM IN SUPPORT
)	OF MOTION; CERTIFICATE OF
THE NATIONAL COLLEGIATE ATHLETIC)	SERVICE
ASSOCIATION, an unincorporated association,)	
)	
Defendant.)	Trial Date: October 3, 2006
)	

DEFENDANT NCAA'S MOTION FOR SUMMARY JUDGMENT

NOW COMES Defendant, THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION ("NCAA"), by and through its undersigned counsel, and respectfully moves this Honorable Court pursuant to Fed. R. Civ., P., Rule 56 and L.R. 56.1, for summary judgment in its favor as to all claims in Plaintiff's Complaint for the reason that there are no genuine issues of material fact and the NCAA is entitled to judgment in its favor as a matter of law.

A memorandum, declarations, exhibits and separate concise statement of material undisputed facts are submitted in support of this motion.

DATED: Honolulu, Hawaii JUN 14 2006_____.



WILLIAM C. MCCORRISTON
KENNETH J. MANSFIELD
GREGORY L. CURTNER (*pro hac vice*)
ROBERT J. WIERENGA (*pro hac vice*)
ATLEEN KAUR (*pro hac vice*)

Attorneys for Defendant
NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION